

**Minutes
Town of Lake Park, Florida
Town Commission Meeting
June 18, 2003 at 7:30 p.m.
Town Commission Chambers, 535 Park Avenue**

The Town Commission met for the purpose of a Regular Town Commission Meeting on Wednesday, June 18, 2003 at 7:30 p.m. Present were Mayor Paul Castro, Vice-Mayor G. Chuck Balus, Commissioners Longtin, Otterson and Garretson, Interim Town Manager Hoa Hoang, Town Attorney Thomas Baird and Town Clerk Carol Simpkins.

Mayor Castro called the Meeting to order at 7:30 p.m. and Vice Mayor Chuck Balus gave the Invocation. Commissioner Paul Garretson led the Pledge of Allegiance. Deputy Town Clerk Stephanie Thomas performed the Roll Call.

ADDITIONS/DELETIONS

Mayor Paul Castro requested that an item to appoint a voting delegate to the Florida League of Cities convention be added to the agenda under discussion.

MOTION: A motion was made by Vice Mayor Chuck Balus to approve Agenda as amended; Commissioner Bill Otterson made a second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balus	X		
Mayor Castro	X		

Motion passed 5-0

PRESENTATIONS

1. A Proclamation for Deputy Patricia Selfridge was presented by Mayor Castro and the Commission for her work with the school children. Captain Berkery presented Deputy Selfridge with a plaque honoring her for her work with the children.
2. A Proclamation for the Kiwanis Club was presented in gratitude for the grant that they sponsored for a reading program at the library.
3. A Proclamation in support of locating the Free Trade America Agreement

Secretariat in Miami-Dade County, Florida was approved by the Commission.

4. National Night Out Against Crime as presented by Captain Berkery was approved by consensus of the Commission to take place on August 7, 2003 from 5 pm to 8 pm.

PUBLIC COMMENT

The following persons addressed the Commission:

Diane Weibert, Palm Beach County Fire Rescue, explained that the Fire Department would be hosting a lunch for the children at the Towns day camp in conjunction with the first anniversary of the County taking over the Lake Park Fire / Rescue Department on June 30, 2003 at 11 am to 1 pm.

Edie McConville, 638 West Kalmia Drive, requested that the Kiwanis be allowed to organize a fishing tournament in Lake Park when the Marina is finished. The Commission explained that she should work with the Marina Board on the tournament.

Joseph Glisson, 850 Green Briar Drive, stated that he is opposed to the four story building planned for Park Avenue and will work to stop it.

Emma Kai, 122 Evergreen Drive, stated that she wanted to thank Deputy Selfridge for her support of senior citizens as well as the children.

Diane Munroe, Hawthorne Drive, stated that she represents quite a few of the residents of the Town and is opposed to the four story building planned for Park Avenue and will work to stop it.

CONSENT AGENDA

5. Commission Meeting minutes from June 4, 2003.

6. Palm Tran Letter for moving bus stop.

Vice Mayor Chuck Balias requested that the Holiday House be changed to Mullet Square.

MOTION: A motion to approve the consent agenda with the modification on the Palm Tran Letter, was made by Vice Mayor Chuck Balias and seconded by Commissioner Jeanine Longtin.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		

Commissioner Longtin	X		
Vice-Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0

**PUBLIC HEARING/S
FIRST READING OF ORDINANCES**

7. ORDINANCE 12- 2003

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, PROVIDING FOR THE ENACTMENT OF A FLOOD DAMAGE PREVENTION PLAN TO CONFORM TO THE NATIONAL FLOOD INSURANCE ACT OF 1986, AS AMENDED, AND THE ADOPTION OF FLOODPLAIN MANAGEMENT REGULATIONS THAT MEET THE STANDARDS OF THE NATIONAL FLOOD INSURANCE PROGRAM; PROVIDING FOR REPEAL OF ORDINANCE 5, 1987 AND EXISTING REGULATIONS; PROVIDING FOR A NEW CHAPTER 9.1 OF THE TOWN CODE OF ORDINANCES ENTITLED A FLOODPLAIN REGULATIONS@; PROVIDING FOR DEFINITIONS; ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD; PROVIDING FOR THE REQUIREMENT OF A DEVELOPMENT PERMIT; PREVAILING PENALTIES FOR VIOLATION; DESIGNATING BUILDING OFFICIAL AS FLOODPLAIN ADMINISTRATOR; PROVIDING FOR PERMIT PROCEDURES; ESTABLISHING DUTIES AND RESPONSIBILITIES OF FLOODPLAIN ADMINISTRATOR; PROVIDING STANDARDS FOR FLOOD HAZARD REDUCTION; PROVIDING VARIANCE PROCEDURES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Vice Mayor Chuck Balius made a motion to approve on first reading Ordinance No. 12-2003. Motion seconded by Commissioner Bill Otterson.

Jamie Gentile with Galvin Giordano and Associates representing the Community Development Department presented the ordinance along with Kara Erwin. The ordinance is a management plan for the flood plan.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		

Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balus	X		
Mayor Castro	X		

Motion passed 5-0

PUBLIC HEARING/S:

QUASI-JUDICIAL PUBLIC HEARINGS:

RESOLUTIONS

8. RESOLUTION NO.17-06-03

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, APPROVING AN APPLICATION FOR A SITE PLAN SUBJECT TO CONDITIONS ON 0.50 OF LAND, OWNED BY GREG A. PEFFLEY, LOCATED AT 138 LAKESHORE DRIVE, GENERALLY LOCATED JUST WEST OF THE LAKE PARK MARINA ALONG THE WEST SIDE OF LAKESHORE DRIVE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Witnesses were sworn in by the Town Clerk.

The following members of the Commission had no ex parte communications on the merits of the case before them: Mayor Castro, Vice Mayor Chuck Balus, Commissioner Jeanine Longtin, Commissioner Bill Otterson, and Commissioner Paul Garretson.

Jamie Gentile with Galvin Giordano and Associates representing the Community Development Department presented the site plan application. Please see exhibit "A".

The property owner Greg Pefley presented elevations on the project.

MOTION: Commissioner Paul Garretson made a motion to approve Resolution No. 17-06-03 (site plan for 138 Lake Shore Drive) with the following conditions:

1. Sample colors and hardscape material be presented at Commission meeting for approval.
 2. The garage doors be closed at all times when not in use.
 3. The garages are restricted to automotive storage.
 4. All landscape recommendations from the Planning and Zoning Board must be met.
 5. That there be a five foot utility easement across the front.
- Motion seconded by Commissioner Bill Otterson.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balias	X		
Mayor Castro	X		

Motion passed 5-0

DISCUSSION AND POSSIBLE ACTION:

9. The Sale of 900 Park Avenue

Hampton Realty Corp. represented by Betty Resch, 521 Lake Avenue, Lake Worth and Linda Hampton were present. They stated that they could close in thirty days of the acceptance of the Resolution.

Public Hearing opened.

No comments

Public Hearing closed.

MOTION: Vice Mayor Chuck Balias made a motion to accept the bid from Hampton Realty Corp. for \$802,000 for 900 Park Avenue, and to direct the staff to proceed with the process to sell the property by preparing a resolution to sell the property, motion was seconded by Commissioner Bill Otterson.

Vote on Motion:

Commissioner Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		

Vice-Mayor Balius	X		
Mayor Castro	X		

Motion Carried 5/0.

10. Northlake Task force Members.

Mayor Castro and Commissioner Paul Garretson stated that they would like to withdraw from the Northlake Task Force. Vice Mayor Chuck Balius stated that he feels that the fees each municipality pays should be based on ad-valorem taxes. This would be fairer than each one paying the same amount no matter what the size or population of the municipality. Commissioner Jeanine Longtin suggested tabling the issue until Mr. Drymon, the new Town Manager, has a chance to look into the issue.

Paul Carlisle explained that the fee everyone pays covers the cost of funding the drawing up of plans and the permits for the improvements of Northlake Blvd. and the work is paid for by grants. The representatives to the committee would have input on what the Town wants and would bring back any expenditure to the Commission for direction.

Paul Carlisle and Hoa Hoang were appointed as representatives to the Northlake Task Force by consensus of the Commission.

11. Texture of Crosswalk paving on Federal Highway.

By consensus the Commission agreed to go with the colors coral, misty mauve, followed by terra cotta with a basket weave texture. The Commission directed the Public Works Director, Paul Carlisle, to best match the brick that is now in Kelsey Park.

12. Budget Workshop Date.

By consensus the Commission decided to have a short meeting on July 16 at 7:30 pm to approve the Resolution to sell the property at 900 Park Avenue and then have a budget workshop starting at 7:45 pm. There will be another Commission Meeting on July 23, 2003 at 7:30 pm.

13. Request for use of facilities for youth camp.

Captain Berkery requested that the Palm Beach County Sheriff's Department be allowed to use the Parks and Recreation Building, the Commission Chamber and the ball field for a day camp that they would run. The Commission gave consensus for approval of the uses.

14. Appointment of voting delegate to the Florida League of Cities convention.

Mayor Castro was appointed as the voting delegate with Vice Mayor Chuck Balius as the alternate voting delegate to the Florida League of Cities Convention by consensus of the Town Commission.

COMMENTS BY COMMISSION, TOWN MANAGER AND TOWN ATTORNEY

Mayor Paul Castro

Had no comments.

Vice Mayor G. Chuck Balus

He thanked Mr. Hoang and Mr. Carlisle for their handling of a complaint quickly. The Palm Beach Post Neighbor section always refers to Kelsey Park East and Kelsey Park West. He would like someone to contact the paper and correct the mistake.

He thanked the Town for the assistance that was given for the VFW Flag Day presentation.

Commissioner Bill Otterson

He reported that there is a problem with feral cats in town.

Commissioner Jeanine Longtin

May a member of the Planning and Zoning Board work with an applicant on an issue? Town Attorney, Thomas J. Baird, Esq. explained that if the member is being paid by the applicant then the member can not vote on the issue. As a general rule Board members should avoid working for someone that may bring the project to the Town or have a financial interest in the project.

She requested clarification of what item "(h) under Duties of the Firm" on the Attorney's contract means. Town Attorney, Thomas J. Baird, Esq. explained by giving as an example the situation that the Commission may want him to be present at a County Commission meeting.

She would like to know who would be compensating the Town under "3. Compensation on the contract." The Mayor explained that it would be the applicant under cost recovery.

How are the ball fields coming? Dale Dougherty reported that the old clay is being removed and new clay is coming in. The conduit for the electric has been put in and an estimate for what is needed will be done soon. There is only a \$10,000 grant for electric and more will be needed.

The library needs tutors. The blood bank needs donations. She thanked everyone at the meeting for coming and everyone at home watching. Please put the issue of the email in the subject line so that it is clear what the item is about.

Commissioner Paul Garretson

He requested clarification about Target and Wal-Mart building in the Town. Mr. Hoang stated that they have been meeting with the Urban Design Group about Target coming into the area but there has not been anything definite. The Commission will be informed of any progress.

He would like to revisit the status on the properties that the Town has sold.

He would like a report on the status of the improvements of the junkyard in town.

Interim Town Manager Hoa Hoang

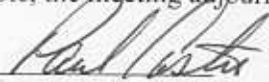
See Exhibit "B" for Town Manager's Comments

Town Attorney Thomas J. Baird

He is in contact with the Bond Attorney and will be making a report on the funds from the bond on Water-tower Road.

ADJOURNMENT:

There being no further business to come before the Commission, after a motion to adjourn was made by Commissioner Paul Garretson, seconded by Vice Mayor Chuck Balius, by unanimous vote, the meeting adjourned at 9:30 p.m.



Mayor Paul Castro



Town Clerk, Carol Simpkins

Approved on this 2nd day of July, 2003.